



## PATENT APPLICATION

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q66676

Toshiaki KUNIYASU, et al.

Appln. No.: 09/973,814

Group Art Unit: 2828

Confirmation No.: 7822

Examiner: James W. DAVIE

Filed: October 11, 2001

For: SEMICONDUCTOR LASER DEVICE WITH A CURRENT NON-INJECTION REGION  
NEAR A RESONATOR END FACE, AND FABRICATION METHOD THEREOF

### RESPONSE TO ELECTION OF SPECIES

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated March 19, 2004, in which the Examiner has required an election of species, Applicant responds by electing Species II, (Fig. 4), without traverse. Applicant submits that claims 12-16 and 18 read on the elected species. Applicant reserves the right to file a divisional application directed to any of the non-elected claims.

Prompt and favorable action on the elected claims are now respectfully requested.

Respectfully submitted,

  
Allison M. Tulino  
Registration No. 48,294  
Date: May 12, 2004

SUGHRUE MION, PLLC  
Telephone: (202) 293-7060  
Facsimile: (202) 293-7860

WASHINGTON OFFICE  
23373  
CUSTOMER NUMBER